

09-05-02

AF/3728

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b>			Docket No. 09166/002001		
Applicant(s): James G. CLOUGH					
Serial No. 09/693,235	Filing Date October 20, 2000	Examiner Jila M. MOHANDESI	Group Art Unit 3728		
Invention: <b>ORTHOPEDIC SHOE APPLIANCE AND METHOD</b>					
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	23 -	23 =	0 x	\$9.00	\$0.00
INDEP. CLAIMS	3 -	3 =	0 x	\$42.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>					<b>\$0.00</b>
<div><input checked="" type="checkbox"/> No additional fee is required for amendment.</div> <div><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed.</div> <div><input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed.</div> <div><input type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0591 A duplicate copy of this sheet is enclosed.<div><input type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16.</div><div><input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.</div></div>					

  
Signature

Dated: September 4, 2002

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I certify that this document and fee is being deposited on \_\_\_\_\_ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

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CC:

**CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)**Applicant(s): **James G. CLOUGH**

Docket No.

**09166/002001**

Serial No.

**09/693,235**

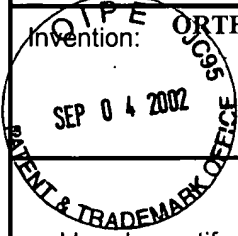
Filing Date

**10/20/2000**

Examiner

**Jila M. MOHANDESI**

Group Art Unit

**3728**Invention: **ORTHOPEDIC SHOE APPLIANCE AND METHOD****RECEIVED**  
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September 4, 2002*(Date)*Anne-Marie Santiago*(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)*EL 078789657 US*("Express Mail" Mailing Label Number)***Note: Each paper must have its own certificate of mailing.**



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James G. CLOUGH  
Serial No.: 09/693,235  
Filed : October 20, 2000  
Title : ORTHOPEDIC SHOE APPLIANCE AND METHOD

Art Unit : 3728  
Examiner : Jila M. Mohandesi

Assistant Commissioner for Patents  
Washington, DC 20231

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7/1  
Jila M. Mohandesi  
Rep  
OK

REPLY UNDER 37 CFR § 1.116

Dear Sir:

In response to the Office Action dated June 4, 2002, please amend the application as follows and consider the included remarks.

IN THE CLAIMS

Please amend the claims as follows. A marked up version of the claims showing insertions and deletions is attached as Appendix A.

Sub 10  
1. ~~An orthopedic appliance, comprising a wedge for placement under a toe and not extending under a first metatarsal, the wedge having a top surface adapted to support the toe and a bottom surface, wherein an angle of inclination between the top surface and the bottom surface of the wedge is between 1 and 60 degrees.~~

Sub 32  
10. ~~An apparatus for orthopedic treatment, comprising:  
a top surface adapted to support a toe and not extending under a first metatarsal;  
a bottom surface; and  
a support which maintains a toe at an angle of inclination between the top surface and the bottom surface.~~

Sub 33  
18. A method for improving stability of a foot during ambulation, comprising:  
providing a wedge having a top surface positioned substantially under a toe and not extending under a first metatarsal, and a bottom surface; and